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Attorneys for Plaintiffs  
PATRICIA JACKSON and  
MICHELLE JACKSON

**UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA**

PATRICIA JACKSON and MICHELLE JACKSON,	)	Case No. 3:16-cv-06975
	)	
Plaintiffs,	)	<b>STIPULATION FOR DISMISSAL OF</b>
	)	<b>ACTION WITHOUT PREJUDICE</b>
vs.	)	
	)	
CLONEY'S PHARMACY, ANGELA MATTHEWS, and DOES 1 through 10,	)	
	)	
Defendants.	)	

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1           **IT IS HEREBY STIPULATED** by and between the parties, Plaintiffs PATRICIA JACKSON  
2 and MICHELLE JACKSON (“Plaintiffs”), and Defendants CLONEY’S PHARMACY, ANGELA  
3 MATTHEWS, and DOES 1 through 10 (“Defendants”), by and through their respective attorneys, as  
4 follows:

5           WHEREAS, Plaintiffs filed their Complaint on or about December 6, 2016;

6           WHEREAS, the parties have executed a Settlement and Release of Claims Agreement with an  
7 effective date of August 1, 2017;

8           WHEREAS, the Settlement and Release of Claims Agreement provides for Defendants to make  
9 monthly settlement payments to Plaintiffs on or before the 5<sup>th</sup> day of every month, for twenty four  
10 months (the “Term”);

11           WHEREAS, the Settlement and Release of Claims Agreement provides for a dismissal of this  
12 entire action with prejudice on or before the last day of the last month of the Term; and

13           WHEREAS, the United States District Court, Northern District of California shall maintain  
14 jurisdiction over this matter until such time as a notice of dismissal with prejudice is filed, and in the  
15 event that Defendants stop making monthly payments before the end of the Term or before the  
16 settlement amount has been met, Plaintiffs may request this Court reopen the matter to enforce the terms  
17 of the Settlement and Release of Claims Agreement;

18           NOW, THEREFORE, IT IS HEREBY STIPULATED, pursuant to Rule 41(a)(1)(A)(ii) of the  
19 Federal Rules of Civil Procedure, by and between the Parties through their respective Counsel, that this  
20 matter be dismissed without prejudice effective immediately.

21           IT IS SO STIPULATED AND AGREED.

22  
23 DATED: October 9, 2017

MARTIN & MACK LLP

24                               /s/ Shelley K. Mack

25                               By: \_\_\_\_\_  
26   SHELLEY K. MACK  
27   Attorneys for Plaintiffs  
28

1 DATED: October 9, 2017

DUN & MARTINEK LLP

2 /s/ Shelley C. Addison

3 By: \_\_\_\_\_

SHELLEY C. ADDISON

4 Attorneys for Defendants

